

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RYAN DIAZ,

Plaintiff,

v.

NINTENDO OF AMERICA INC.,

Defendant.

No. 2:19-cv-01116-TSZ

RESPONSE TO MOTION TO APPOINT
INTERIM CO-LEAD COUNSEL

NOTE ON MOTION CALENDAR:
September 6, 2019

Defendant Nintendo of America Inc. takes no position with respect to Plaintiff Ryan Diaz's Motion to Appoint Interim Co-Lead Counsel. Mot., ECF No. 15 (Aug. 20, 2019). Nintendo intends to move to compel arbitration pursuant to the terms of the End User License Agreement to which Mr. Diaz agreed, and proceeding in arbitration will, in any event, moot the need to appoint counsel.

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1 Dated: September 3, 2019

s/ Eric J. Weiss

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CERTIFICATE OF SERVICE

I certify under penalty of perjury that on September 3, 2019, I caused to be electronically filed the foregoing Response to Motion to Appoint Interim Co-Lead Counsel with the Clerk of the Court using the CM/ECF system, which will send a notification of the filing to the email addresses indicated on the Court's Electronic Mail Notice List.

Dated: September 3, 2019

s/ Mallory Gitt Webster

Mallory Gitt Webster, WSBA No. 50025